



DFW
OBLON

SPIVAK

McCLELLAND

MAIER

&

NEUSTADT

P.C.

ATTORNEYS AT LAW

Docket No.: 231179US26

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/674,463

Applicants: Myriam KAUFFMANN, et al.

Filing Date: October 1, 2003

For: ANALYTE-TAKING DEVICE

Group Art Unit: 3736

Examiner: APANIUS, MICHAEL

SIR:

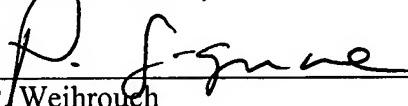
Attached hereto for filing are the following papers:

Response to Restriction Requirement

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.


Steven P. Weihrouch
Registration No. 32,829

Customer Number

22850

(703) 413-3000 (phone)
(703) 413-2220 (fax)

Philippe J.C. Signore, Ph.D.
Registration No. 43,922

DOCKET NO: 231179US26



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
MYRIAM KAUFFMANN, ET AL. : EXAMINER: APANIUS, MICHAEL
SERIAL NO: 10/674,463 :
FILED: OCTOBER 1, 2003 : GROUP ART UNIT: 3736
FOR: ANALYTE-TAKING DEVICE :

RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

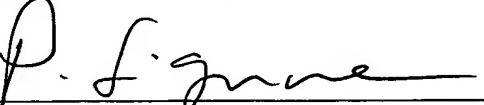
SIR:

In response to the Restriction Requirement dated February 22, 2006, Applicants provisionally elect Group 1, Claims 1-19 and 21-45 directed to analyte taking devices, and Species 1 directed to Figure 1, and list Claims 1-19, and 21-43 as readable thereon. Applicants note that Figures 2-6 relate to the same embodiment as the one shown in elected Figure 1. Applicants make this election based on the understanding that Applicants are not prejudiced against filing one or more divisional applications that cover the non-elected claims.

Accordingly, it is respectfully requested that a full examination on the merits be conducted.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Steven P. Weihrouch
Attorney of Record
Registration No. 32,829

Customer Number
22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 06/04)

Philippe J.C. Signore, Ph.D.
Registration No. 43,922